

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Assignee: TFHC, Inc.
Title: Network Chat With Integrated Billing
Serial No.: 09/820,271 Filing Date: March 27, 2001
Examiner: Joseph A. Fischetti Group Art Unit: 3627
Docket No.: M-15598 US Confirmation No. 1967
(formerly 12492-02/NEC)

Irvine, California
May 25, 2005

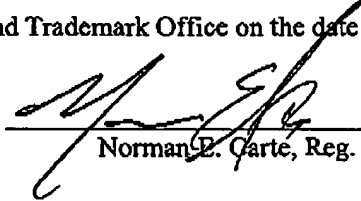
Via Facsimile to (703) 872-9306

Mail Stop Amendment
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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following Response to Office Action dated August 20, 2004 (15 pages) and copy of the Notice of Non-Compliant Amendment dated May 19, 2005 (3 pages) is being resubmitted via facsimile transmitted to the Patent and Trademark Office on the date shown below.

Dated: May. 25. 05


Norman E. Carte, Reg. No. 30,455

Total No. of Pages: 19 (including this page)

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-1-

Serial No. 09/820,271



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/820,271	03/27/2001	Robert W. Fair	12492-02/NEC	1967
32603	7590	03/19/2005	EXAMINER	
MACPHERSON KWOK CHEN & HEID LLP 1762 TECHNOLOGY DRIVE, SUITE 226 SAN JOSE, CA 95110			FISCHETTI, JOSEPH A	
			ART UNIT	PAPER NUMBER
			3627	

DATE MAILED: 05/19/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

MAY 23 2005
MACPHERSON KWOK
CHEN & HEID LLP

ACTION: *TC/No*
ACTION: *10/06/05* *01/19/05*
ACTION: *01/19/05*
ACTION: *01/19/05*
ACTION: *01/19/05*
ACTION: *01/19/05*

TFHC, Inc
M-15598US

Notice of Non-Compliant Amendment (37 CFR 1.121)	Application No.	Applicant(s)	
	09/820,271	FAIR ET AL.	
	Examiner	Art Unit	
	Joseph A. Fischetti	3627	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on _____ is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
 - ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____.
- ☐ 2. Abstract:
 - ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____.
- ☐ 3. Amendments to the drawings:
 - ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____.
- ☒ 4. Amendments to the claims:
 - ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: See Continuation sheet.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/propnotice/officeflyer.pdf>.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted within the time period set forth in the final Office action.
2. Applicant is given **one month, or thirty (30) days, whichever is longer**, from the mail date of this notice to supply the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action.

Extensions of time are available under 37 CFR 1.136(a) **only** if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

Failure to timely respond to this notice will result in:

- Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or
- Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

98

05-25-'05 15:02 FROM-MKC&H LLP
05-24-05 10:10 FROM-

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T-616 P004/019 F-382
1-800-835/03 U-555

Continuation Sheet (PTOL-324)

Application No. 09/820,271

Continuation of 4(e) Other: The reply filed on 2/17/05 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the amended claims and remarks submitted by facsimile have to resubmitted because portions of several if not all pages are illegible because of blank spaces, smeared and/or streaked text. See 37 CFR 1.111. Since the above-mentioned reply appears to be bon fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Joseph A. Fischetti at telephone number (703) 305-0731.

Joseph A. Fischetti
Primary ExaminerArt Unit 3627.

98